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From: Wesley B. Ames

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Date: March 29, 2004

Client/Matter No: 071957-1102

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Refaxed May 14, 2004 per request Ex-Gabel

MESSAGE:

Re:

U.S. Application No. 09/385,287

Attachment:

Notice of Appeal, in duplicate (4 pgs.)

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Atty. Dkt. No. 071957-1102 RECEIVED CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 1 4 2004

Applicant:

David R. Kaplan

Title:

Methods for Detecting an Analyte

of Interest Using Catalized Reporter

Deposition of Tyramide

Appl. No.:

09/835,287

Filing Date:

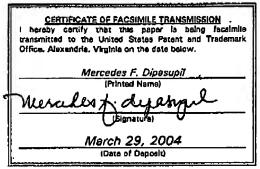
04/13/2001

Examiner:

Gailene Gabel

Art Unit:

1641



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals from the decision of the final rejection dated September 29, 2003, of the Examiner finally rejecting Claims 1-20 and 37.

- [X] Applicant claims small entity status.
- [X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:
- [X] Notice of Appeal Fee
 - [X] To be paid as detailed below
 - []Not required (Fee paid in prior appeal)

MAY. 14. 2004 10:23AM

> In re Application f David R. Kaplan Application No. 09/835,287

Atty. Dkt. No. 071957-1102

The required fees are calculated below:

[X]	Notice of Appeal Fee	\$330.00
[X]	Extension for response filed within the third month:	\$950.00
[]	Extension:	\$0.00
	FEE TOTAL:	\$1280.00
[X] Small Entit	Small Entity Fees Apply (subtract ½ of above):	\$640.00
	TOTAL FEE:	\$640.00

- [X] Please charge Deposit Account No. 50-0872 in the amount of \$640.00. A duplicate copy of this transmittal is enclosed.
- A check in the amount of \$640.00 is enclosed. []
- The Commissioner is hereby authorized to charge any additional fees which may be [X]required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: March 29, 2004

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Wesley B. Ames

Attorney for Applicant

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